

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

(803) 734-1080

FAX (803) 734-1499

January 21, 2009

John M.S. Hoefer, Esquire
Benjamin P. Mustian, Esquire
Willoughby & Hoefer, PA
P O Box 8416
Columbia, SC 29202

Florence P. Belser, Esquire
C. Lessie Hammonds, Esquire
Shannon B. Hudson, Esquire
Office of Regulatory Staff
PO Box 11263
Columbia, SC 29211

Re: Carolina Water v. Regulatory Staff -
S.C. Public Service Commission Docket No. 2006-92-WS

Dear Counsel:

Enclosed is the order dismissing the appeal in the above matter.

The remittitur will be sent to the lower court as provided by Rule 221(b), SCACR. By copy of this letter and order, we are advising all interested parties of the action by the Court.

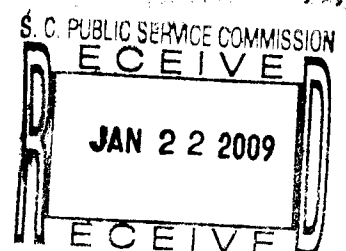
Very truly yours,

Daniel E. Shearouse
CLERK

RECEIVED

JAN 22 2009

PSC SC
DOCKETING DEPT.



DES/jjp

cc: Laura Puccia Valtorta, Esquire
Charles L.A. Terreni, Esquire

The Supreme Court of South Carolina

Carolina Water Service, Inc., Appellant,

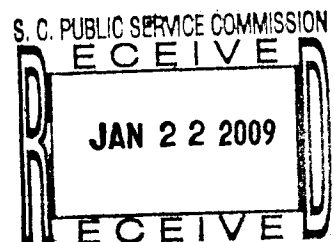
v.

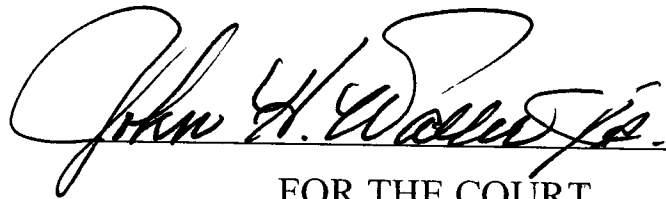
South Carolina Office of
Regulatory Staff, Respondent.

ORDER

By order dated September 3, 2008, the parties' Consent Motion to Hold Appeal in Abeyance and to Remand, in which the parties sought to have this appeal held in abeyance and the underlying matter remanded to the Public Service Commission for reconsideration of its decision to reject a settlement agreement previously submitted by the parties, was granted. The parties also requested that this appeal be deemed moot if the Public Service Commission approved the settlement agreement on remand. The parties have now notified the Court that the Public Service Commission has approved the settlement agreement and therefore this appeal is moot. Based on the parties' agreement that the appeal is moot, we hereby dismiss the appeal.

IT IS SO ORDERED.



 A.C. J.

FOR THE COURT
Toal, C.J., not participating

Columbia, South Carolina

January 21, 2009